THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE M.VENKATESWARA REDDY

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WRIT PETITION NO.1558 of 2007

15th March 2007

Between:

1. Y.Swarna, W/o.Sankar Rao, 56 years, House Wife, R/o.FlatNo.2049, Srila Towers, Kukatpally, Hyderabad.

And two others.

…PETITIONERS

AND

1. The Principal Secretary, Home Department, Secretariat Building, Hyderabad.

And five others.

…RESPONDENTS

THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE M.VENKATESWARA REDDY

WRIT PETITION NO.1558 of 2007

ORDER: (Per the Hon'ble Mr Justice B.Prakash Rao)

The petitioners, who are the daughters of the detenues, seek Writ of Habeas Corpus against the action of detention of the detenues by respondent Nos.5 and 6 and seek their production thereof.

The case of the petitioners is supported by the affidavits filed along with the Writ Petition that the son is detaining their parents and the petitioners apprehend danger to their parents' lives. The son has taken such an action since their parents expressed that the properties would be given to the petitioners alone and to stall such an action, he is holding the parents. Hence, the Writ Petition.

In the counter affidavit filed by the official respondent Nos.1 to 4, it has been stated that in fact the said detenues have been

staying with their son at Singapore for the last seven years. Even the e-mail has disclosed that he being the only son and the parents being old aged, he has to look after them. The parents are living comfortably and happily and absolutely, there is no basis for the apprehension of the petitioners. This version is supported by the separate counter affidavits filed by Sri Y.Jawahar Choudhary and Smt.Y.Padma, respondent Nos.5 and 6 respectively.

Having heard the counsel on either side and on perusal of the material available on record, it is seen that admittedly, the detenues are staying with their son at Singapore for the last seven years, though the petitioners say that they came to know the same about four years back. Be that as it may, all along there is no whisper or any complaint whatsoever the nature to apprehend any danger to the parents of the petitioners. If there are any civil disputes, it is always open for the parties to settle the same by approaching proper Court. Hence, we do not find any merits in the above Writ Petition.

Accordingly, the Writ Petition is dismissed. No costs.

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(B.PRAKASH RAO, J)

(M.VENKATESWARA REDDY, J)

15th March 2007
RRB

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